IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE NINTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 24202 of 2004

Between:

M. Lakshmikanth Reddy, S/o. Late M. Narasimha Reddy,
Ibrahimpatan (M), Ranga REddy District.

..... PETITIONER

AND

1 The District Panchayat Officer, Ranga Reddy District, Khairatabad, Hyderabad.
2 The Mandal Parishad Development Officer, Ibrahimpatan (M), Ranga Reddy District.
3 The Extension Officer, Rural Development, Ibrahimpatan, Ibrahimpatan (M), Ranga Reddy District.
4 The Sarpanch, Gram Panchayat, Eliminedu (V), Ibrahimpatan (M), Ranga Reddy District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, order or direction more particularly one in the nature of Writ of Mandamus directing the respondents No.1 to 4 herein to provide drinking water to the house of petitioner bearing No.3-21, of village & Eliminedu by reconnecting the pipe line disconnected on 21-9-2004 and to issue any other Writ or direction which this Hon'ble High Court deems just and proper under the circumstances of the case.

Counsel for the Petitioner: MS.A.PULLA REDDY & ABHISHEK REDDY

Counsel for the Respondents 1 to 3 : GP FOR PANCHAYAT RAJ & RURAL DEV.

Counsel for the Respondent No. 4 :Smt. Jyothi Eswar Gogineni

The Court made the following :

THE HON'BLE MS. JUSTICE G. ROHINI

WRIT PETITION No.24202 of 2004

-

ORDER:

This writ petition is filed aggrieved by the alleged action of the 4th respondent in not restoring the drinking water supply to the petitioner's house bearing No. 3-21 of Eliminedu village.

The petitioner states that he obtained the drinking water connection from the Gram Panchayat, Eliminedu on 09.11.1998 by paying a sum of Rs.250/- and has been regularly paying the necessary water charges. It is alleged that at the instance of one Pasuladi Madhusudan Reddy, the drinking water connection to the house of the petitioner was disconnected by the 4th respondent without there being any justifiable reason. In the circumstances, the petitioner made a representation before the 3rd respondent-Extension Officer, Rural Development, Ibrahimpatan bringing to his notice the high handed action of the 4th respondent. On the said representation dated 23.09.2004, the 3rd respondent-Extension Officer, made an endorsement directing the Secretary of the Eliminedu Gram Panchayat to enquire into the matter and report immediately. However, no further steps were taken by the Secretary of the Eliminedu Gram Panchayat. It is also stated that on 11.10.2004 the petitioner made a further representation to the Collector, Rangareddy District. In pursuance of the same, the Collector has directed the 1st respondent-District Panchayat Officer to take necessary action. The grievance of the petitioner is that in spite of the directions from the District Collector as well as the 3rd respondent-Extension Officer, respondents 2 and 4 have not taken any further steps and the water supply has also not been restored to his house so far. Hence this writ petition.

On 27.12.2004, at the request of the learned Counsel Standing Counsel appearing for the 4th respondent the matter was adjourned to enable her to get instructions. However, to day when the matter is taken up for consideration, the learned Standing Counsel seeks further time for getting instructions.

Having regard to the facts and circumstances, I am of the view that no purpose will be served by keeping the writ petition pending any longer. Instead I

deem it appropriate to dispose of the writ petition with a direction to the respondent Nos. 2 and 3 to consider the request of the petitioner for restoration of the water supply forthwith keeping in view the directions of the District Collector, Ranga Reddy as well as the District Panchayat Officer, Rangareddy District. It is made clear that in case it is found that the petitioner is not entitled for the restoration of water supply for any reason, the respondent Nos. 2 and 3 shall communicate such reasons to the petitioner within two weeks from the date of receipt of a copy of this order.

The writ petition is accordingly disposed of. No order as to costs.

09th February, 2005

bud

Copy to:

1. The District Panchayat Officer, Ranga Reddy District, Khairatabad, Hyderabad.
2. The Mandal Parishad Development Officer, Ibrahimpatan (M), Ranga Reddy District.
3. The Extension Officer, Rural Development, Ibrahimpatan (M) Ranga Reddy District.
4. The Sarpanch, Gram Panchayat, Eliminedu (V) Ibrahimpatan (M), Ranga Reddy District.
5. Two C.Cs to the Government Pleader for Panchayat Raj and Rural Development, High Court Buildings, High Court ofA.P., Hyderabad. (O.U.T.)
6. Two C.D.Copies.

-